

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: By **VICE CHAIRMAN GAIL GUTSCHE**, on January 27,
2003 at 3:02 P.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. Gail Gutsche, Vice Chairman (D)
Rep. Jim Peterson, Vice Chairman (R)
Rep. Debby Barrett (R)
Rep. Larry Cyr (D)
Rep. Sue Dickenson (D)
Rep. Ron Erickson (D)
Rep. George Everett (R)
Rep. Kim Gillan (D)
Rep. Christopher Harris (D)
Rep. Carol Lambert (R)
Rep. Michael Lange (R)
Rep. Rick Maedje (R)
Rep. Bruce Malcolm (R)
Rep. Brad Newman (D)
Rep. John (Jack) W. Ross (R)
Rep. Scott Sales (R)
Rep. Veronica Small-Eastman (D)

Members Excused: Rep. Cindy Younkin, Chairman (R)

Members Absent: None.

Staff Present: Kathleen Ely, Committee Secretary
Larry Mitchell, Legislative Branch

Please Note:

Video-taped Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

Committee Business Summary:

Hearing & Date Posted: HJR 7, 1/16/2003; HJR 4, 1/16/2003;
HB 292, 1/20/2003

Executive Action: HB 223, DO PASS AS AMENDED, 18-0

HEARING ON HJR 7

Sponsor: REP. BARRETT, HD 34, DILLON

Opening Statement by Sponsor:

3:03 p.m. REP. BARRETT

EXHIBIT (nah17a01)

Proponents' Testimony:

3:11 p.m. Dave McClure, Montana Farm Bureau

3:13 p.m. John Bloomquist, Montana Stockgrowers Association

3:20 p.m. Rock Ringling, Montana Land Reliance

EXHIBIT (nah17a02)

EXHIBIT (nah17a03)

EXHIBIT (nah17a04)

Opponents' Testimony:

3:24 p.m. Chase Hibbard, Sheep and Cattle Rancher

3:31 p.m. John Baucus, Rancher

3:32 p.m. Chairman Younkin returns.

3:37 p.m. Phil Rostad

3:40 p.m. Cory Swanson, Plum Creek Timber Company

3:44 p.m. Michael Harris, Open Lands Coordinator, Gallatin County

EXHIBIT (nah17a05)

Informational Testimony

3:46 p.m. Jeff Hagener, Director, Department of Fish, Wildlife
and Parks

EXHIBIT (nah17a06)

Questions from Committee Members and Responses:

3:49 p.m. REP. LAMBERT

3:49 p.m. Chase Hibbard

3:50 p.m. REP. EVERETT

3:51 p.m. REP. BARRETT

3:51 p.m. REP. EVERETT

3:52 p.m. REP. BARRETT

3:52 p.m. REP. EVERETT

3:53 p.m. REP. BARRETT

3:54 p.m. REP. HARRIS

3:54 p.m. John Bloomquist

3:55 p.m. REP. HARRIS

3:56 p.m. John Bloomquist

3:57 p.m. REP. ROSS

3:58 p.m. Rock Ringling

4:00 p.m. REP. MAEDJE

4:00 p.m. REP. BARRETT

4:01 p.m. REP. MAEDJE

4:01 p.m. REP. BARRETT

Closing by Sponsor:

4:02 p.m. REP. BARRETT

HEARING ON HB 292

Sponsor: REP. YOUNKIN, HD 28, BOZEMAN

Opening Statement by Sponsor:

4:09 p.m. REP. YOUNKIN

EXHIBIT (nah17a07)

Proponents' Testimony:

4:11 p.m. Michael Harris, Open Lands Coordinator, Gallatin County

4:12 p.m. Ted Lange, Gallatin Valley Land Trust

4:13 p.m. Harold Blatty, Associate Director, Montana Association of Counties

4:16 p.m. Corey Swanson, Plum Creek Timber Company

Opponents' Testimony: None.

Questions from Committee Members and Responses:

4:18 p.m. REP. HARRIS

4:18 p.m. CHAIRMAN YOUNKIN

4:19 p.m. REP. HARRIS

4:19 p.m. CHAIRMAN YOUNKIN

4:19 p.m. Larry Mitchell

4:19 p.m. REP. PETERSON

4:20 p.m. REP. ERICKSON

4:20 p.m. CHAIRMAN YOUNKIN

4:21 p.m. REP. ERICKSON

4:20 p.m. CHAIRMAN YOUNKIN

4:22 p.m. Harold Blattie

4:23 p.m. CHAIRMAN YOUNKIN

4:24 p.m. Harold Blattie

Closing by Sponsor:

4:25 p.m. REP. YOUNKIN

HEARING ON HJR 4

Sponsor: REP. LANGE, HD 19, BILLINGS

Opening Statement by Sponsor:

4:27 p.m. REP. LANGE

Proponents' Testimony:

4:33 p.m. Dave McClure, Montana Farm Bureau

4:36 p.m. Jeff Hagener, Director, Fish, Wildlife and Parks

EXHIBIT (nah17a08)

4:37 p.m. Mike Murphy, Montana Resource Users' Association

4:38 p.m. Bud Clinch, Director, Department of Natural Resources

Opponents' Testimony:

4:38 p.m. John Wilson, Montana Trout Unlimited

Questions from Committee Members and Responses:

4:44 p.m. REP. EVERETT

4:44 p.m. Bud Clinch

4:45 p.m. REP. EVERETT

4:45 p.m. Bud Clinch

4:45 p.m. REP. ERICKSON

4:45 p.m. REP. LANGE

Closing by Sponsor:

4:47 p.m. **REP. LANGE**

4:49 p.m. **CHAIRMAN YOUNKIN** resumes the Chair.

EXECUTIVE ACTION ON HB 223

Motion: 4:51 p.m. **REP. LAMBERT** moved that **HB 223 DO PASS AS PREVIOUSLY AMENDED.**

Motion: 4:52 p.m. **REP. MAEDJE** moved that **HB 223 BE AMENDED.**

EXHIBIT (nah17a09)

4:54 p.m. **REP. HARRIS**

4:55 p.m. **REP. SALES**

4:56 p.m. **REP. HARRIS**

4:56 p.m. **REP. SALES**

4:57 p.m. **REP. GILLAN**

4:58 p.m. **REP. MAEDJE**

4:59 p.m. **REP. GILLAN**

5:00 p.m. **REP. BARRETT**

5:00 p.m. **REP. PETERSON**

5:01 p.m. **CHAIRMAN YOUNKIN**

5:02 p.m. **REP. MAEDJE** moved that **SECTION 3 AND SUBSECTION 5B BE EXCLUDED FROM HIS AMENDMENT.**

5:02 p.m. **CHAIRMAN YOUNKIN** segregated Section 1 and 2 from Section 3, 4 and 5 in the Amendment of **REP. MAEDJE.**

5:04 p.m. **REP. ROSS**

5:05 p.m. **Bud Clinch**

5:06 p.m. **REP. ERICKSON**

5:06 p.m. **REP. MAEDJE**

5:06 p.m. REP. ERICKSON

5:06 p.m. REP. MAEDJE

5:07 p.m. Larry Mitchell

EXHIBIT (nah17a10)

EXHIBIT (nah17a11)

5:08 p.m. REP. LAWSON

Substitute Motion: 5:09 p.m. REP. SALES made a substitute motion that **HB 223 BE AMENDED (SECTIONS 1 AND 2)**.

5:10 p.m. REP. HARRIS

5:10 p.m. REP. MAEDJE

5:11 p.m. CHAIRMAN YOUNKIN

5:13 p.m. REP. HARRIS

5:13 p.m. REP. MAEDJE

Motion/Vote: 5:14 p.m. Motion that **SECTIONS 1 AND 2 OF HB 223 BE AMENDED CARRIED 10-8** with REPS. CYR, DICKENSON, ERICKSON, GILLAN, GUTSCHE, HARRIS, NEWMAN, and SMALL-EASTMAN voting no by roll call vote.

Vote: 5:17 p.m. Motion that **HB 223, AMENDMENT HB022310.ALM, SECTION 5, BE AMENDED** carried unanimously by voice vote.

Motion: 5:18 p.m. REP. PETERSON moved that **HB 223 DO PASS AS AMENDED**.

Motion: 5:20 p.m. REP. PETERSON moved that **AMENDMENTS 12, 21 AND 32 of HB 223 BE RECONSIDERED AND REMOVED FROM THE BILL**.

5:22 p.m. CHAIRMAN YOUNKIN

5:23 p.m. REP. EVERETTT

5:24 p.m. CHAIRMAN YOUNKIN

5:25 p.m. REP. GUTSCHE

Vote: 5:27 p.m. Motion that **AMENDMENTS 12, 21 AND 32** of **HB 223** **BE RECONSIDERED and REMOVED** passed unanimously 18-0 by voice vote.

5:28 p.m. **REP. ERICKSON**

5:32 p.m. **REP. EVERETT**

5:33 p.m. **Larry Mitchell**

5:34 p.m. **Bud Clinch**

5:35 p.m. **REP. MALCOLM**

5:36 p.m. **CHAIRMAN YOUNKIN**

5:36 p.m. **REP. PETERSON**

5:37 p.m. **REP. MALCOLM**

Vote: 5:38 p.m. **REP. PETERSON's** motion that **HB 223 DO PASS AS AMENDED** carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 5:39 P.M.

REP. CINDY YOUNKIN, Chairman

KATHLEEN ELY, Secretary

CY/KE

EXHIBIT (nah17aad)